

12/01/04

PAC 9/ EFW

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

PETITION UNDER 37 C.F.R. § 1.183		Docket Number: 12443/1
Application Number 09/890,706	Filing Date October 25, 2001	Examiner Anthony D. Stashick
Patent Number Unknown	Issue Date Unknown	Art Unit 3728
Invention Title SHOE, ESPECIALLY SHOE FOR SMALL CHILDREN		Inventor(s) Peter Lauer et al.

Address to:
Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

Applicant hereby petitions to have the patent that issues on the above-identified application list the following assignee:

ELEFANTEN GMBH, Hoffmannallee 41-51, 47533 Kleve, Federal Republic of Germany.

Applicant inadvertently typed an incorrect Assignee name in Item 3 of Form PTOL-85 when preparing the Issue Fee payment (due December 20, 2004), mailed on November 23, 2004. Applicant hereby respectfully petitions that the entry of the correct Assignee, --ELEFANTEN GMBH--, be entered on the patent to issue in the above-identified application, and not "Firma Carl Freudenberg," as was incorrectly typed on Form PTOL-85.

An Assignment document from the inventors to Firma Carl Freudenberg was recorded on July 2, 2002 at Reel/Frame 013053/0757; a second Assignment document (Change of Name) from Firma Carl Freudenberg to Carl Freudenberg KG was recorded on December 29, 2003 at Reel/Frame 014834/0249; subsequently, a third Assignment document from Carl Freudenberg KG to Elefanten GMBH was recorded with the U.S. Patent and Trademark Office on February 17, 2004. Copies of these Assignments are enclosed with this Petition.

12/02/2004 MAHMED1 00000043 110600 09890706

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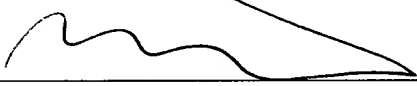
130.00 DA

EU 323020956 US

Applicant respectfully submits that a petition under 37 C.F.R. §1.183 is required when an assignment was submitted for recording after the date of payment of the issue fee, but prior to issuance of the patent. Applicant respectfully requests that the requirements of 37 C.F.R. §3.81 (b) be waived to permit the name of the correct assignee to be provided after issuance of the patent. Further, Applicant submits that his failure to include the correct name of the assignee on form PTOL-85 was inadvertent.

The Commissioner is authorized to charge payment of the 37 C.F.R. § 1.17(h) petition fee of \$130.00 to the deposit account of Kenyon & Kenyon, deposit account number 11-0600. The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this Petition to **Deposit Account No. 11-0600**. A duplicate of this Petition is enclosed for accounting purposes. Favorable consideration of this Petition is respectfully requested.

Applicant respectfully requests that if the Petition is granted, the correct Assignee, **ELEFANTEN GMBH**, be published on the issued patent; or in the alternative, that a Certificate of Correction be issued.

Dated: <i>Nov. 30, 2004</i>	By:  Richard M. Rosati (Reg. No. 31,792)
	KENYON & KENYON One Broadway New York, N.Y. 10004 (212) 425-7200 (telephone) (212) 425-5288 (facsimile) Customer No. 26646

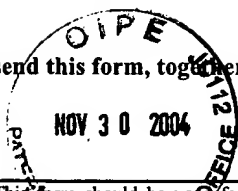
80 3230 20952 US

COPY

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000



INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or indicated otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

26646 7590 09/20/2004

KENYON & KENYON
ONE BROADWAY
NEW YORK, NY 10004

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmittal

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Richard Rosati	(Depositor's name)
	(Signature)
Nov. 23, 2004	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/890,706	10/25/2001	Peter Lauer	22750193	6149
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TITLE OF INVENTION: SHOE, ESPECIALLY SHOE FOR SMALL CHILDREN

12443/1

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330 \$1370	\$0	\$1330 \$1370	12/20/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
STASHICK, ANTHONY D	3728	036-102000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1. Kenyon & Kenyon
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2. _____
3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

~~Firma Carl Freudenberg~~

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

~~Weinheim, Federal Republic of Germany~~

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 11-0600 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date

Nov. 23, 2004

Typed or printed name

Richard M. Rosati

Registration No.

31,792

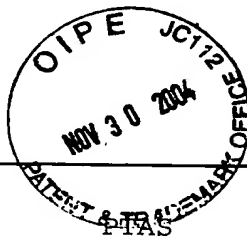
This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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SEPTEMBER 05, 2002

KENYON & KENYON
RICHARD L. MAYER
ONE BROADWAY
NEW YORK, NY 10004

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, DC 20231
www.uspto.gov



102147650A

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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/02/2002

REEL/FRAME: 013053/0757
NUMBER OF PAGES: 8

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
LAUER, PETER

DOC DATE: 08/08/2001

ASSIGNOR:
AUGUSTIN, HUBERT

DOC DATE: 08/07/2001

ASSIGNOR:
KLEIN, ERNST

DOC DATE: 08/08/2001

ASSIGNOR:
SCHRODER, JOSEF

DOC DATE: 08/08/2001

ASSIGNEE:
FIRMA CARL FREUDENBERG
HOEHNERWEG 2-4
D-69469 WEINHEIM, FED REP GERMANY

SERIAL NUMBER: 09890706
PATENT NUMBER:

FILING DATE: 10/25/2001
ISSUE DATE:

EU 323020956 025

013053/0757 PAGE 2

MARY BENTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

EV 3230 20956 45

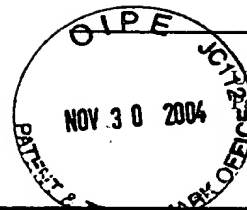
FORM PTO-1535
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)

RECO!

07-09-2002



102147650



U.S. Department of Commerce
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof

1. Name of conveying parties:

Peter LAUER
Hubert AUGUSTIN
Ernst KLEIN
Josef SCHRÖDER

07/02/02

2. Name and address of receiving party:

Name: Firma Carl Freudenberg

Address: Hoehnerweg 2-4
D-69469 Weinheim
Federal Republic of Germany

Additional name(s) of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other: _____

Execution date: August 8, 2001; August 7, 2001; August 8, 2001 and August 8, 2001

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application numbers or patent numbers:

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Applications:

09/890,706

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Richard L. Mayer
Internal Address: KENYON & KENYON

Street Address: One Broadway
City: New York State: New York Zip Code: 10004

6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Richard L. Mayer (Reg. No. 22,490)

Name of Person Signing

R. L. Mayer
Signature

6/26/02
Date

Total Number of pages comprising document and cover sheet: 10

OMB No. 0651-0011 (exp. 4/94)

Mail documents to be recorded with required cover sheet information to:

Commissioner for Patents
Box Assignments
Washington DC 20231

07/09/2002 LMUELLER 00000039 110600 09890706

01 FC:581 40.00 CH

NY01 489619v 1

EU 3230 20906 US

ASSIGNMENT

WHEREAS, we,

Peter LAUER
von Brentano-Straße 4
D-47533 Kleve
Federal Republic of Germany
Citizenship: Federal Republic of Germany

Hubert AUGUSTIN
Hartefelder Dorfstraße
D-47608 Geldern
Federal Republic of Germany
Citizenship: Federal Republic of Germany

Ernst KLEIN
Siedlungsstraße 14
D-54421 Reinsfeld
Federal Republic of Germany
Citizenship: Federal Republic of Germany

and

Josef SCHRÖDER
Burggarten 3
D-47533 Kleve
Federal Republic of Germany
Citizenship: Federal Republic of Germany

have made new and useful improvements in **A SHOE, IN PARTICULAR A SHOE FOR SMALL CHILDREN**, for which an application for Letters Patent was filed as International Application **PCT/EP00/00940**, filed February 7, 2000;

WHEREAS **FIRMA CARL FREUDENBERG**, having a place of business at **Höhnerweg 2-4, D-69469 Weinheim, Federal Republic of Germany**, and who, together with its successors and assigns, is hereinafter called "Assignee," is desirous of acquiring the title, rights, benefits, and privileges hereinafter recited,

NOW, THEREFORE, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and discoveries, including all divisional, renewal, substitute and continuation applications based in whole or in

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part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in our names or in the name of Assignee or otherwise as Assignee may deem advisable, under an International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that we have not conveyed to others any right, title, or interest in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; that we have good right to assign the same to Assignee without encumbrance; and that we are aware of no claim to the contrary.

5. Bind our heirs, legal representatives, and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries; and to testify to the same in any interference, arbitration, or litigation.

IN TESTIMONY WHEREOF, we have hereunto set our hands and seals this
8 day of August, 2001

Peter Lauer

Peter Lauer

WITNESSED BY:

Name: Jörg Jacob
Josef Brocker Dyk 43
Krefeld, Germany

J. Jacob

Name: Jens-Christian Meier
Kiesstraße 8b
Kleve, Germany

J. Meier

EV 3230 20956 US

IN TESTIMONY WHEREOF, we have hereunto set our hands and seals this 8 day
of August, 2001.

Ernst Klein
Ernst KLEIN

WITNESSED BY:

Name: Jörg Jacob

Address: Josef Brocker Dyk 43

Krefeld, Germany

Name: Jens-Christian Meier

Address: Kiesstraße 8b

Kleve, Germany

J. Jacob

J. Meier

Ernst KLEIN

NOTARY PUBLIC

Name: _____

Address: _____

Name: _____

Address: _____

IN TESTIMONY WHEREOF, we have hereunto set our hands and seals this 8 day
of August, 2001.


Josef SCHRÖDER

WITNESSED BY:

Name: Jörg Jacob


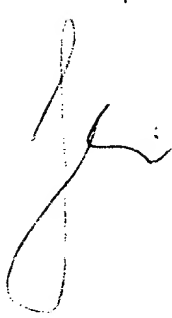
Address: Josef Brocker Dyk 43

Krefeld, Germany

Name: Jens-Christian Meier

Address: Kiesstraße 8b

Kleve, Germany

IN TESTIMONY WHEREOF, we have hereunto set our hands and seals this 7th day
of August, 2001.

Hubert Augustin
Hubert AUGUSTIN

WITNESSED BY:

Name: _____

Address: _____

Name: _____

Address: _____

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4 of 6

80 323020952 US

File No.

1253

for 2001

I hereby certify, that the above is the true signature
subscribed in my presence, of

Mr. Hubert AUGUSTIN, born the 30th day of november 1959,
of Hartefelder Dorfstraße 32, 47608 Geldern

who is personally known to me.

St. Wendel, the 7th day of august 2001



Notary public

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JULY 12, 2004

PTAS



102637484A

KENYON & KENYON
RICHARD L. MAYER
ONE BROADWAY
NEW YORK, NEW YORK 10004

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RECORDATION DATE: 12/29/2003

REEL/FRAME: 014834/0249
NUMBER OF PAGES: 12

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 12443/1

ASSIGNOR:

FIRMA CARL FREUDENBERG

DOC DATE: 10/16/2001

ASSIGNEE:

CARL FREUDENBERG KG
HOEHNERWEG 4
D-69469 WEINHEIM FEDERAL REPUBLIC
OF
FED REP GERMANY

SERIAL NUMBER: 09890706

FILING DATE: 10/25/2001

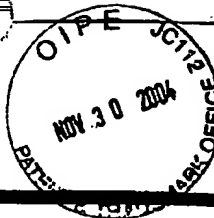
PATENT NUMBER:

ISSUE DATE:

TITLE: SHOE, ESPECIALLY SHOE FOR SMALL CHILDREN

RECORDATION FORM COVER SHEET PATENTS ONLY

11 (exp. 4/94)



To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof

1. Name of conveying party:

Firma Carl Freudenberg

Additional name(s) of conveying parties attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment ☐ Merger
☐ Security Agreement ☒ Change of Name
☐ Other: _____

Execution dates: October 16, 2001.

2. Name and address of receiving party:

Name: Carl Freudenberg KG

Address: Hoehnerweg 4
D- 69469 Weinheim
Federal Republic of Germany

Additional name(s) & address(es) attached? ☐ Yes ☒ No

14. Application numbers or patent numbers:

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Applications:

09/890,706

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Richard L. MayerInternal Address: KENYON & KENYONStreet Address: One BroadwayCity: New York State: New York ZIP: 10004

6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Richard M. Rosati (Reg. No. 31,792)

Name of Person Signing

Signature

Dec. 24, 2003
 Date

Total Number of pages comprising cover sheet and attachment: 12

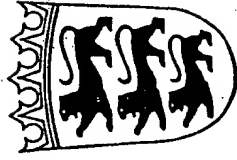
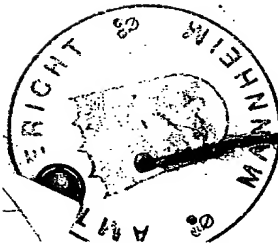
OMB No. 0651-0011 (exp. 4/94)

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 Director of the U.S. Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450

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AMTSGERICHT MANNHEIM

Registergericht

Beglaubigte Ablichtung

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aus dem Handelsregister

HRA 919 W

HRB

Anmerkung:
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Lichtbild der Registereintragungen.

Mannheim, 26. Feb. 2002

Putter

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als Urkundsbeamtin der Geschäftsstelle



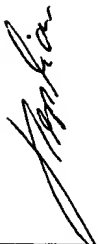
57 20600 08 28 03

Handelsregister -Abt. A- des Amtsgerichts

M A N N H E I M

Blatt 1
(mit Fortsetzung Blatt _____)

HRA 0919

a) Firma b) Ort der Niederlassung (Sitz der Gesellschaft) c) Gegenstand des Unternehmens (bei juristischen Personen)		Geschäftsinhaber Persönlich haftende Gesellschafter, Vorstand Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
1	2	3	4	5	6
1	a) <u>Carl Freudenberg</u> b) <u>Weinheim</u>	1) Kommanditgesell- schaft in Firma "Freudenberg & Co", Sitz: Weinheim	1) <u>Dr. Hans Deckers,</u> <u>Weinheim</u> 2) <u>Heinz Müller,</u> <u>Weinheim</u> 3) <u>Dipl.-Kfm.</u> <u>Dr. Martin Greif,</u> <u>Weinheim</u> 4) <u>Walter Toussaint,</u> <u>Abtsteinach</u> 5) <u>Dr. Thomas Barth,</u> <u>Darmstadt</u> 6) <u>Dr. Ditmar</u> <u>Flothmann,</u> <u>Weinheim</u> 7) <u>Herbert</u> <u>Moldenhauer,</u> <u>Gundersheim</u> 8) <u>Dr. Dirk Mahler,</u> <u>Bensheim</u> 9) <u>Erich Jöst,</u> <u>Waldmichelbach</u> 10) <u>Heinz Bauer,</u> <u>Fürth/Ordw.</u> Jeder von ihnen ist jeweils gemeinsam mit einem persönlich haf- tenden Gesellschafter oder einem anderen Proku- risten vertretungs- berechtigt. Die Prokuristen 6) <u>Dr. Ditmar</u> <u>Flothmann</u> 8) <u>Dr. Dirk Mahler</u> und 9) <u>Erich Jöst</u> sind zur Veräußerung und Belastung von Grundstücken ermäch- tigt.	Kommanditgesellschaft. Die Gesellschaft hat am 22. Dezember 1959 begonnen. Die Gesellschaft wird durch die persönlich haftende Gesellschaft oder durch einen Prokuristen in Gemein- schaft mit der persönlich haftenden Gesellschaft ver- treten. Kommanditist ist: 1) Freudenberg Beteiligungsgesellschaft mit beschränkter Haftung, Sitz: Weinheim Einlage:.....10.000.000,-- DM. Tag der ersten Eintragung: 22. Dezember 195 persönlich haftende Gesellschaft Amtsgericht Mannheim HRA 733 W Kommanditist 1): Amtsgericht Mannheim HRB 573 W	a) 13. Mai 1996  b) Von HRA 723 W wegen Unüber- sichtlichkeit unter Vergabe neuer Ordnungs- ziffern umgeschrieben.

20323020902 48

a) Firma b) Ort der Niederlassung (Sitz der Gesellschaft) c) Gegenstand des Unternehmens (bei juristischen Personen)	Geschäftsinhaber Persönlich haftende Gesellschafter Vorstand Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
1	3	4	5	6
2			<p>Mit der Gesellschaft (Übernehmender Rechtsträger) ist aufgrund des Verschmelzungsvertrages vom 22. Dezember 1997 und der Beschlüsse der Gesellschafterversammlungen vom selben Tag die "Technischer - Handel Freudenberg Besitz GmbH" mit Sitz in Nürnberg verschmolzen (Verschmelzung durch Aufnahme).</p> <p>Mit der Gesellschaft (Übernehmender Rechtsträger) ist weiter aufgrund des Verschmelzungsvertrages vom 22. Dezember 1997 und der Beschlüsse der Gesellschafterversammlungen vom selben Tag die "THF Technischer Handel Freudenberg Beteiligungsgesellschaft mbH" mit Sitz in Dortmund verschmolzen (Verschmelzung durch Aufnahme).</p>	<p>a) 27. Februar 1998</p> <p>b) Verschmelzungsvertrag und Zustimmungsbeschlüsse SoBa III Blatt 67 - 80</p> <p>Übertragende Rechtsträger: Amtsgericht Nürnberg HRB 384</p> <p>Amtsgericht Dortmund HRB 4214</p>
		<p>11) Wolfgang Scheffler, Weinheim</p> <p>Er vertritt gemeinsam mit einem persönlich haftenden Gesellschafter oder einem anderen Prokuristen.</p>		<p>a) 28. Oktober 1998</p> <p>b) vergl. auch lfd. Nr. 7</p>
	<p>2) Freudenberg Immobilien Management GmbH, Sitz: Weinheim</p>		<p>Die Freudenberg Immobilien Management GmbH, Sitz Weinheim ist als persönlich haftende Gesellschafterin in die Gesellschaft eingetreten.</p>	<p>a) 21. Januar 1999</p> <p>b) Persönlich haftende Gesellschafterin 2):</p> <p>Amtsgericht Mannheim HRB 2463 W</p>
5		<p>Die Prokura 3) Dipl.-Kfm. Dr. Martin Greif ist erloschen.</p>	<p>Die persönlich haftenden Gesellschafter Kommanditgesellschaft in Firma "Freudenberg & Co." und die "Freudenberg Immobilien Management GmbH" sind stets einzelvertretungsberechtigt und befugt, die Gesellschaft bei der Vornahme von Rechtsgeschäften mit sich selbst im eigenen Namen oder als Vertreter eines Dritten uneingeschränkt zu vertreten.</p>	<p>a) 26. Mai 1999</p>

8U 32302090665

1) Ort der Niederlassung (Sitz der Gesellschaft) c) Gegenstand des Unternehmens: (bei juristischen Personen)	Geschäftsführer Persönlich haftende Gesellschafter Vorstand Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
9 a) Carl Freudenberg KG		16) Hermann Roth, geb. 25.1.1952, Heddesbach Er vertritt gemein- sam mit einem persö- nlich haftenden Ge- sellschafter oder einem anderen Proku- risten.	Die Firma ist geändert.	a) 16. Oktober 2001 <i>S. Roth</i>

EU 323020954 WS

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland

Diese öffentliche Urkunde

2. ist unterschrieben von

Justizangestellte **Ingrid Ritter**

3. in ihrer Eigenschaft als **Urkundsbeamtin der Geschäftsstelle
beim Amtsgericht - Registergericht - Mannheim**

4. sie ist versehen mit dem Siegel/Stempel
des **Amtsgerichts Mannheim**

Bestätigt

5. in 68149 Mannheim

6. am 27.02.2002

7. durch den Präsidenten des Landgerichts Mannheim

8. unter Nr. E 910 a - 254/2002

9. Siegel/Stempel

10. Unterschrift



Zöbeley
Zöbeley

Präsident des Landgerichts

Wert: FB

Gebühr Nr. 1 a^{bb}

der Anl. z. JVKostO

§ 45 KostO = 13,00 €

Mannheim, 27.02.2002

Der Kostenbeamte

Seemth

EU 32 30 20952 US

SEAL

MUNICIPAL COURT MANNHEIM

Registration Court

C E R T I F I E D P H O T O C O P Y

=====

from the Commercial Register

CRE 919 W

CR

Seal of the Municipal Court

The attached photocopy is a complete
photocopy of the register entries.
Mannheim, February 26, 2002

Sgd.

Judicial Clerk

as Court Registrar of the Registry

Remarks:

The underlined entries have
been deleted, unless contrary
statements are included.

571 216640314 179

Commercial Register -Dept. A- of the Municipal Court **MANNHEIM**

Entry No.	a) Company b) Place of Business (Principal Place of Business) c) Corporate Objects (in case of legal entity)	Company Owner Personally Liable Partner Board of Directors Liquidator	Procuration	Legal Relationships	a) Registration Date and Signature b) Remarks
1	2	3	4	5	6
1	a) <u>Carl Freudenberg</u> b) <u>Weinheim</u>	1) Limited partnership in "Freudenberg & Co", registered office: Weinheim	1) <u>Dr. Hans Deckers,</u> <u>Weinheim</u> 2) <u>Heinz Müller,</u> <u>Weinheim</u> 3) <u>Dipl. - Kfm.</u> <u>Dr. Martin Greif,</u> <u>Weinheim</u> 4) <u>Walter Toussaint,</u> <u>Abtsteinach</u> 5) <u>Dr. Thomas Barth,</u> <u>Darmstadt</u> 6) <u>Dr. Ditmar</u> <u>Flothmann,</u> <u>Weinheim</u> 7) <u>Herbert Moldenhauer,</u> <u>Gundersheim</u> 8) <u>Dr. Dirk Mahler,</u> <u>Bensheim</u> 9) <u>Erich Jöst,</u> <u>Waldmichelbach</u> 10) <u>Heinz Bauer,</u> <u>Fürth/Odw.</u>	Limited Partnership The partnership was founded on December 22, 1959. The partnership is represented by the personally liable partnership or by a procurist conjointly with the personally liable partnership Limited Partner is: 1) Freudenberg Holding Company with Limited Liability Registered office: Weinheim Contributed capital: 10,000,000.00 DM.	a) May 13, 1996 b) Rewritten from CRE 723 W due to complexity, and given new numbering. Date of first registration: December 22, 1959 Personally liable partnership Municipal Court Mannheim CRE 733 W Limited partner 1): Municipal Court Mannheim CR 573 W

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			Each of them, in each case, has power of representation conjointly with a personally liable partner or another procurist. The procurists 6) Dr. Ditmar Flothmann 8) Dr. Dirk Mahler and 9) Erich Jöst are authorized to sell and mortgage real estate.			
2					"Technischer - Handel Freudenberg Besitz GmbH", having its registered office in Nürnberg, has been merged with the company (legal entity taking over) as a result of merger contract dated December 22, 1997 und the resolutions of the corporation meeting of the same date (by merging). Furthermore, "THF Technischer Handel Freudenberg Beteiligungsgesellschaft mbH" , having its registered office in Dortmund, has been merged with the company (legal entity taking over) as a result of the merger contract dated December 22, 1997 and the resolutions of the corporation meeting of the same date (by merging).	a) February 27, 1998 signature b) Merger contract and concurring resolutions Suppl.Reg. III pages 67 - 80 Assigning legal entity: Municipal Court Nürnberg HRB 384 Municipal Court Dortmund CR 4214
			11) Wolfgang Scheffler, Weinheim He has power of representation conjointly with a personally liable partner or another procurist.			a) October 28, 1998 signature b) cf. also No. 7

4	2) Freudenberg Immobilien Management GmbH, Registered Office: Weinheim		Freudenberg Immobilien Management GmbH, registered office in Weinheim, has joined the company as personally liable partner.	a) January 21, 1999 signature b) Personally liable partner 2): Municipal Court Mannheim CR 2463 W
5		The procuration 3) <u>Dipl.-Kfm. Dr. Martin Greif</u> has <u>expired.</u>	The personally liable partners in "Freudenberg & Co." and "Freudenberg Immobilien Management GmbH" each have sole power of representation at all times and are authorized to represent the company when conducting legal business with themselves in their own name or as representative of a third party, without restrictions. In other respects, the company is represented by a personally liable partner conjointly with another personally liable partner or conjointly with a procurist.	a) May 26, 1999 signature
6		The procuration 1) <u>Dr. Hans Deckers</u> has <u>expired.</u>		a) August 10, 2000 signature
7		Procurist 11) Wolfgang Scheffler henceforth is also authorized to sell and encumber real estate.		a) September 7, 2000 signature

28 3230 20972 025

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8			<p><u>The procurator</u> <u>(2) Heinz Müller</u> <u>has expired.</u></p> <p>12) Brigitte Fischer, born 7/14/1956, Weinheim</p> <p>13) Frank Reuther, born 10/20/1963, Rimbach</p> <p>14) Dr. Wolfgang Schmid, born 11/13/1959, Weinheim</p> <p>15) Hans-Joachim Schmitt, born 3/7/1962 Rimbach</p> <p>Each has power of representation, in each case conjointly with a personally liable partner or another procurist.</p>		a) February 9, 2001 signature
9	a) Carl Freudenberg KG		<p>16) Hermann Roth, born 1/25/1952, Heddesbach</p> <p>He has power of representation, conjointly with a personally liable partner or another procurist.</p>	The company has been changed.	a) October 16, 2001 signature



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

AUGUST 12, 2004

PTAS



102672175A

KENYON & KENYON
RICHARD L. MAYER
ONE BROADWAY
NEW YORK, NY 10004

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RECORDATION DATE: 02/17/2004

REEL/FRAME: 014978/0904
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 12443/1

ASSIGNOR:

CARL FREUDENBERG KG

DOC DATE: 01/28/2004

ASSIGNEE:

ELEFANTEN GMBH
HOFFMANNALLEE 41-51
47533 KLEVE, FED REP GERMANY

SERIAL NUMBER: 09890706

FILING DATE: 10/25/2001

PATENT NUMBER:

ISSUE DATE:

TITLE: SHOE, ESPECIALLY SHOE FOR SMALL CHILDREN

8U 323020956 US

014978/0904 PAGE 2

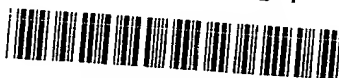
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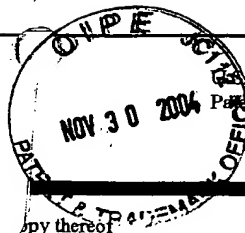
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102672175



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Patent and Trademark Office

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1. Name of conveying party(ies):

Carl Freudenberg KG

2-17-04

Additional name(s) of conveying parties attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies)

Name: Elefanten GmbH

Street Address: Hoffmannallee 41-51

47533 Kleve

Federal Republic of Germany

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement ☐ Change of Name☐ Other: _____

Execution date: January 28, 2004

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application numbers or patent numbers:

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Applications

09/890,706

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Richard L. Mayer, Esq.

Internal Address: KENYON & KENYON

Street Address: One Broadway

City: New York State: New York ZIP: 10004

6. Total number of applications and patents involved: 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00

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8. Deposit account number:

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Richard L. Mayer, Reg. No. 22,490

Name of Person Signing

Richard Mayer/By:
Signature REG NO 41,275

2/12/04
Date

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ASSIGNMENT

WHEREAS, **Carl Freudenberg KG**, having an office at Hoehnerweg 4, D-69469 Weinheim, Federal Republic of Germany (hereinafter referred to as **ASSIGNOR**), has been assigned the entire right, title and interest in and to U.S. Application Serial No. **09/890,706**, filed **October 25, 2001**, entitled "A Shoe, in Particular a Shoe for Small Children", by virtue of an assignment document which was recorded in the U.S. Patent and Trademark Office, and to the inventions described and claimed therein; and

WHEREAS, **Elefanten GmbH**, having a place of business at Hoffmannallee 41-51, 47533 Kleve, Federal Republic of Germany (hereinafter referred to as **ASSIGNEE**), is desirous of acquiring the entire right, title and interest in and to the application in the United States of America and elsewhere worldwide, and the inventions therein described and claimed;

NOW, THEREFORE, in consideration of the good and valuable consideration furnished by **ASSIGNOR** to **ASSIGNEE**, the receipt and sufficiency of which is hereby acknowledged, **ASSIGNOR** hereby assigns, conveys and transfers to **ASSIGNEE**, its successors and assigns, the entire right, title and interest in and to the said application and the inventions therein contained and described, including the right to apply for any Letters Patent in any and all countries on the inventions, and any Letters Patent that may be or have been issued thereon or therefor, in the United States and elsewhere, and all reissues, extensions, renewals, divisions and continuations thereof, to the full end of the term or terms for which the Letters Patent may be issued or have been issued, the same to be held and enjoyed by **ASSIGNEE**, its successors and assigns, the same as it would have been held and enjoyed by **ASSIGNOR** if this Assignment had not been made.

And ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks and similar authorities to issue all such Letters Patent to ASSIGNEE, its successors and assigns, in accordance with this instrument of Assignment.

ASSIGNOR hereby represents and warrants that there are no rights and interests outstanding inconsistent with the rights and interests granted herein and that it will not execute any instrument or grant or transfer any rights or interests inconsistent therewith, and ASSIGNOR binds itself to execute and deliver to ASSIGNEE, its successors and assigns, any further documents or instruments and do any and all further acts that may be deemed necessary by ASSIGNEE, its successors and assigns, to vest in ASSIGNEE, its successors and assigns, the title herein conveyed, or intended so to be, and to enable such title to be recorded in the United States and elsewhere.

And ASSIGNOR further covenants and agrees, in consideration of the premises that ASSIGNOR will at any time upon request communicate to ASSIGNEE, its successors and assigns, any facts relating to the invention and improvements and the history thereof, known to ASSIGNOR and that ASSIGNOR will testify as to the same in any interference, or other litigation when requested so to do by ASSIGNEE, its successors and assigns.

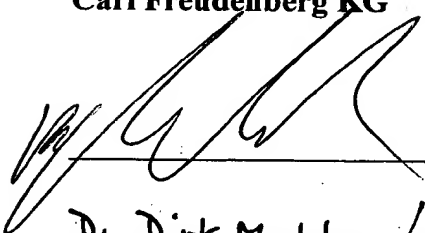
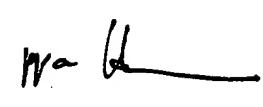
IN TESTIMONY WHEREOF, ASSIGNOR has hereunto set its hand and seal this 28th
day of January, 2004.

Carl Freudenberg KG

BY:

NAME:

TITLE:

 
Dr. Dirk Mahler / Joachim Horn

Procurists

WITNESSED BY:

Name:

Address:

Souja Schaefer

Höfnerweg 2-4

69469 Weinheim, Germany

WITNESSED BY:

Name:

Address:

Michael Kirchgässner

Carl Freudenberg Forschungsdienste KG

Höfnerweg 2-4, 69469 Weinheim
Germany